

#### Members

Sen. Beverly Gard, Chairman  
Sen. Lindel Hume  
Sen. Marvin Riegsecker  
Sen. Vi Simpson  
Rep. David Wolkins  
Rep. Steve Heim  
Rep. Ryan Dvorak  
Rep. Matt Pierce  
Dwayne Burke  
Randal D. Edgemon  
Nancy Michael  
Michael K. Sutherlin  
Ellen Tobias  
Julia Wickard  
Ray Chattin  
Dave Wyeth



# ENVIRONMENTAL QUALITY SERVICE COUNCIL

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## MEETING MINUTES<sup>1</sup>

**Meeting Date:** July 19, 2005  
**Meeting Time:** 9:30 A.M.  
**Meeting Place:** Governmental Center South, 302 W.  
Washington St., Conference Room B  
**Meeting City:** Indianapolis, Indiana  
**Meeting Number:** 1

**Members Present:** Sen. Beverly Gard, Chairman; Sen. Marvin Riegsecker; Sen. Vi Simpson; Rep. David Wolkins; Rep. Steve Heim; Rep. Ryan Dvorak; Dwayne Burke; Julia Wickard; Ray Chattin.

**Members Absent:** Sen. Lindel Hume; Randal D. Edgemon; Ellen Tobias; Nancy Michael; Dave Wyeth; Michael K. Sutherlin; Rep. Matt Pierce.

### 1. Call to Order

Chairman Gard called the meeting to order at 9:40 AM and introduced the members of the Council. Chairman Gard distributed a packet containing a schedule of future meetings, the EQSC statute, and the Legislative Council directives.

### 2. Commissioner's Report

Tom Easterly, Commissioner of the Indiana Department of Environmental Management (IDEM), presented the Commissioner's Report (Exhibit #1), which includes the following:

1. EQSC Power Point presentation
2. IDEM Office of Water Quality Streamlined Rulemaking Schedule, July 2005
3. Air Board Rules Update, July 2005
4. Office of Land Quality Rulemaking Projects, 2005-2006

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<sup>1</sup> Exhibits and other materials referenced in these minutes can be inspected and copied in the Legislative Information Center in Room 230 of the State House in Indianapolis, Indiana. Requests for copies may be mailed to the Legislative Information Center, Legislative Services Agency, 200 West Washington Street, Indianapolis, IN 46204-2789. A fee of \$0.15 per page and mailing costs will be charged for copies. These minutes are also available on the Internet at the General Assembly homepage. The URL address of the General Assembly homepage is <http://www.ai.org/legislative/>. No fee is charged for viewing, downloading, or printing minutes from the Internet.

## 5. IDEM Organizational Structure Chart

In response to questions from the Council, Mr. Easterly discussed the Environmental Protection Agency's proposal for ozone non-attainment designations for certain counties.

### 3. Brownfields Update

Michelle Oertel, IDEM, provided an update on brownfields redevelopment projects across the state, and Calvin Kelly, Indiana Finance Authority (IFA), described new brownfields redevelopment initiatives between IDEM and IFA (Exhibit #2).

Mr. Kelly also spoke about the Brownfields Tax Credit and noted that a new, single office is being created to combine IDEM's and IFA's brownfields redevelopment efforts.

In response to questions from the Council, Mr. Kelly discussed the following:

1. Who provides the environmental insurance and to whom it is issued
2. If there is any loss to the state General Fund
3. Amount of the credit remaining to be used

### 4. Mercury Recovery from Switches

Mr. Easterly presented IDEM's overview of mercury switches in Indiana (Exhibit #3), which addressed the following:

1. Costs of mercury switch removal
2. State bounty programs
3. State volunteer programs
4. Options for state action

He also described the agency's brochure, *Make the Switch*, which explains how to remove mercury switches from automobiles (Exhibit #4). Mr. Easterly noted removal of mercury switches is not mandatory in Indiana, however, there are environmental consequences if they are not removed before automobiles are demolished for recycling.

David Sulc, Nucor Steel, made a presentation that discussed the following:

1. Role of the Partnership for Mercury-Free Vehicles (PMFV) in removing mercury switches from vehicles before they are recycled
2. Number of vehicles recycled and amount of scrap recovered in the United States
3. Costs for mercury switch removal
4. Responsibility for removal of mercury switches

Each of these discussions may be found in Exhibit #5.

In response to questions from the Council, Mr. Sulc discussed the following:

1. Other sources of scrap iron
2. What information is sought about mercury removal from scrap iron
3. Responsibility for removal of mercury switches
4. State bounty system
5. Industry incentives

Michelle Lechner, Automotive Recyclers of Indiana, discussed the following:

1. Arkansas' and Wisconsin's bounty systems
2. Funding for bounty systems
3. Costs and length of time for mercury switch removal

In response to questions from the Council, Ms. Lechner noted it cannot be assured all mercury switches are removed from a vehicle before recycling for various reasons. Ms. Lechner also noted liability is a concern of recyclers.

Kasimer Andary, Alliance of Automobile Manufacturers, discussed the following:

1. Dismantling process (Exhibit #6)
2. *Facts About Mercury Switches* (Exhibit #7)

In response to questions from the Council, Mr. Andary explained the following:

1. When the use of mercury in automobile manufacturing was prohibited in Europe
2. When and why manufacturers in the United States stopped using mercury
3. Responsibility for removal of mercury switches
4. Failed attempts to remedy responsibility problem

Chairman Gard noted the following documents were included in the packets distributed to Council members:

1. *State Legislation on Mercury Switches*, NCSL 2005 (Exhibit #8)
2. *Children's Health and Environment Fact Sheet*, NCSL 2004 (Exhibit #9)
3. *Mercury Switch Removal Act of 2005*, State of Rhode Island (Exhibit #10)
4. Senate Bill 323-2005, State of Arkansas (Exhibit #11)

Chairman Gard announced the next EQSC meeting to be held on Tuesday, August 9, 2005, at 9:30 a.m. in Conference Room C of the Indiana Government Center South.

Chairman Gard adjourned the meeting at 11:10 AM.